

This Page Is Inserted by IFW Operations
and is not a part of the Official Record

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

IMAGES ARE BEST AVAILABLE COPY.

**As rescanning documents *will not* correct images,
please do not report the images to the
Image Problem Mailbox.**

HARNESS, DICKEY & PIERCE, P.L.C.

Attorneys and Counselors
7700 Bonhomme, Suite 400
Clayton, MO 63105
Phone: 314-726-7500
Fax: 314-726-7501
Troy, MI • Washington, D.C.

DATE: April 29, 2004

NO. OF PAGES (INCLUDING THIS PAGE): 8

FOR: Office of Initial Patent Examination's Filing Receipt Corrections

COMPANY: U.S. Patent and Trademark Office

FAX NO.: 703-746-9195

PHONE:

ORIGINAL WILL FOLLOW BY:

☐ REGULAR MAIL☐ OVERNIGHT MAIL☐ COURIER☒ WILL NOT FOLLOW

FROM: Anthony G. Fussner

Please let us know by phone or fax if you do not receive any of these pages.

COMMENTS:

Application No.: 10/606,314
Filing Date: June 25, 2003
Applicant: Carl R. Vanderschuit
Group Art Unit: 2875
Examiner: Unknown
Title: LIGHTED HAT
Attorney Docket: 9053-000028US

*** NOTICE ***

The information contained in this telefax transmission is intended only for the individual to whom or entity to which it is addressed. It may also contain privileged, confidential, attorney work product or trade secret information which is protected by law. If the reader of this message is not the intended recipient, or an employee or agent responsible for delivering the message to the addressee, the reader is hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the address above via the U.S. Postal Service. We will reimburse you for any reasonable expense (including postage) for the return of the original message.

PTO/SB/97 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile
transmitted to the Patent and Trademark Office at 703-746-9195

On April 29, 2004.
Date


Signature

Anthony G. Fussner, Reg. No. 47,582

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this
certificate must identify each submitted paper.

Re: Application No. 10/606,314

Filing Date: June 25, 2003

Inventor(s): Carl R. Vanderschuit

Group Art Unit 2875

1. Transmittal (1 page)
2. Petition Under CFR 1.10(c) to Correct Filing Date (2 pages)
3. Copy of Utility Patent Application Transmittal (1 page)
4. Copy of Return Receipt Postcard (1 page)
5. Copy of Express Mail mailing label and Sales Receipt (1 page)

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)

Approved for use through 08/30/2003. OMB 0651-0031

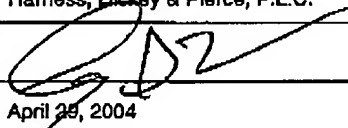
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/606,314	
	Filing Date	June 25, 2003	
	First Named Inventor	Carl R. Vanderschuit	
	Group Art Unit	2875	
	Examiner Name	Unknown	
Total Number of Pages in This Submission		Attorney Docket Number	9053-000028US


ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Preliminary Amendment <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="text-align: center;"> Copy of Utility Patent Application Transmittal, Copy of Return Receipt Post Card, Copy of Express Mail Label and Sales Receipt, </div>
<div style="border: 1px solid black; padding: 5px; min-height: 40px;"> Remarks </div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Anthony G. Fussner, 47,582 Harness, Dickey & Pierce, P.L.C.
Signature	
Date	April 29, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Anthony G. Fussner, 47,582		
Signature		Date	April 29, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Approved through 10/31/2002. OMB 0851-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY PATENT APPLICATION TRANSMITTAL		Attorney Docket No. 9053-000029US First Inventor Carl R. Vanderschult Title LIGHTED HAT Express Mail Label No. EV 310277304 US	
(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))			

APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.	ADDRESS TO: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
---	--

1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <i>(Submit an original and a duplicate for fee processing)</i> 2. <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. 3. <input checked="" type="checkbox"/> Specification [Total Pages 26] <i>(preferred arrangement set forth below)</i> - Descriptive title of the invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the invention - Brief Summary of the invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure 4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 9] 5. Oath or Declaration [Total Pages 3] a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63 (d)) <i>(for a continuation/divisional with Box 18 completed)</i> i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). 6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76	7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program <i>(Appendix)</i> 8. Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i> a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statements verifying identity of above copies ACCOMPANYING APPLICATIONS PARTS 9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 10. <input type="checkbox"/> 37 C.F.R. §3.73(b) Statement <input type="checkbox"/> Power of <i>(when there is an assignee)</i> Attorney 11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i> 12. <input checked="" type="checkbox"/> Information Disclosure <input checked="" type="checkbox"/> Copies of IDS Statement (IDS)/PTO-1449 Citations 13. <input type="checkbox"/> Preliminary Amendment 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i> 15. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i> 16. <input type="checkbox"/> Request and Non Publication under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. 17. <input checked="" type="checkbox"/> Other: CHECK
--	---

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

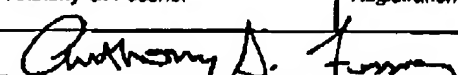
☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: ____ / ____

Prior application information: Examiner: ____ Group / Art Unit: ____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number or Bar Code Label (Insert Customer No. or Attach bar code label here)		or <input checked="" type="checkbox"/> Correspondence address below	
Name	Anthony G. Fussner		
	Harness, Dickey & Pierce, P.L.C.		
Address	7700 Bonhomme		
	Suite 400		
City	St. Louis	State	Missouri
		Zip Code	63105
Country	United States	Telephone	314 726-7500
		Fax	314 726-7501

Name (Print/Type)	Anthony G. Fussner	Registration No. (Attorney/Agent)	47,582
Signature		Date	June 25, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**PATENT**

Application No.: 10/606,314
Filing Date: June 25, 2003
Applicant: Carl R. Vanderschuit
Group Art Unit: 2875
Examiner: Unknown
Title: LIGHTED HAT
Attorney Docket: 9053-000028US

PETITION UNDER 37 CFR 1.10(c) TO CORRECT FILING DATE

Sir:

Applicant hereby petitions the Patent Office to correct the filing date for the above-identified application from June 23, 2003 to June 25, 2003. In support thereof, Applicant states as follows:

1. This petition is filed promptly after Applicant's attorney became aware that the U.S. Patent Office has accorded a filing date to the above-identified application other than its Express Mail deposit date with the United States Postal Service.
2. On June 25, 2003, the above-identified application was prepared for filing by Express Mail to the Commissioner for Patents. The number of the Express Mail mailing label used to mail the application, that is, Express Mail Label No. EV310277304US, was placed on the Utility Patent Application Transmittal and Return Receipt Postcard filed with the application prior to their mailing as Express Mail. The Utility Patent Application Transmittal and Return Receipt Postcard are both dated June 25, 2003 and itemize the documents filed with the USPTO, including the application. Copies of the Utility Patent Application Transmittal and Return Receipt Postcard are attached hereto. Additionally, the Express Mail Label No. EV310277304US was stamped on the first page of the copy of the application submitted to the USPTO prior to its mailing by Express Mail.
3. On June 25, 2003, the above-identified application was placed in an

Express Mail envelope bearing Express Mail Label No. EV310277304US. The envelope was deposited in the "Express Mail Post Office to Addressee" service for delivery to the Commissioner for Patents. The application was deposited in Express Mail in St. Louis, Missouri, prior to the last scheduled pickup for that day. Attached hereto is a true copy of the Express Mail mailing label showing the date stamp as June 25, 2003. Also attached is a true copy of the Sales Receipt further showing acceptance of the Express Mail item number EV310277304US by the United States Postal Service on June 25, 2003, for delivery from St. Louis, Missouri to Washington, DC.

Applicant believes there are no fees due in connection with the filing of this Petition. If, however, there is ever a deficiency, please charge any fees to our Deposit Account No. 08-0750.

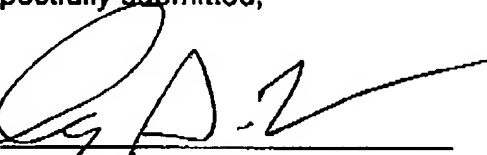
Applicant respectfully requests that the filing date of the application be corrected to June 25, 2003.

Dated:

4/29/2004

Respectfully submitted,

By:



Anthony G. Fussner
Reg. No. 47,582

HARNESS, DICKEY & PIERCE, P.L.C.
7700 Bonhomme, Suite 400
St. Louis, MO 63105
(314) 726-7500 (telephone)
(314) 726-7501 (facsimile)

Applicant: Carl R. Vanderschuit	Client Matter #	9053-000028/US
Serial/Patent # New Application	Filing/Issue Date	
Title: LIGHTED HAT		

DOCKETED

Please acknowledge receipt of:

UPA Transmittal (1 page) Fee Transmittal (1 page) Declaration and Power of Attorney (copy)(3 pages) Specification (26 pages) 38 claims Drawings (9 pages) Information Disclosure Statement (6 pages) HDP Form 1449 (1 page) 18 References Check Express Mail Label No: EV 310277304 US	21908 U.S. PTO 10/606314  06/23/03 EV-310277304 US EV-310277304 JUN 14 2003 HAMNESS, DICKEY & PIERCE USPTO Date Stamp
---	---

By stamping and returning to Hamness, Dickey & Pierce, P.L.C.

Mailed: June 25, 2003	Attorney: A. G. Fussner
-----------------------	-------------------------



EV 310277304 US



UNITED STATES POSTAL SERVICE®

Customer Copy
Label 11-F June 2002

Post Office To Addressee

ORIGIN (POSTAL USE ONLY)			DELIVERY (POSTAL USE ONLY)		
PO ZIP Code 63111	Day of Delivery <input checked="" type="checkbox"/> First <input type="checkbox"/> Second <input type="checkbox"/>	First Rate Envelope <input type="checkbox"/>	Delivery Attempt Mo. Day <input type="checkbox"/> AM <input type="checkbox"/> PM	Time	Employee Signature
Date In 6/3/93	Mo. Day Year 6/3/93	Postage \$30.16	Delivery Attempt Mo. Day <input type="checkbox"/> AM <input type="checkbox"/> PM	Time	Employee Signature
Time In 12:58 PM	Military <input type="checkbox"/> 1st Day <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee \$	Delivery Date Mo. Day <input type="checkbox"/> AM <input type="checkbox"/> PM	Time	Employee Signature
<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Int'l Alpha Country Code	COD Fee Insurance Fee	<div style="border: 1px solid black; padding: 5px;"> <p>Customer Signature</p> </div>		
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Certificate	Total Postage & Fees \$30.40			
CUSTOMER USE ONLY METHOD OF PAYMENT: Express Mail Corporate Acct. No. 1403944			Retail Agency Acct. No. or Postal Service Acct. No.		
FROM: PLEASE PRINT PHONE: 314 726 7500 HARNESS, DICKY & PIERCE, PLC 7700 BONDHOMME AVE STE 400 SAINT LOUIS MO 63105-1932			TO: PLEASE PRINT COMMISSIONER FOR PATENTS PO BOX 1450 ALEXANDRIA VA 22313-1450 <div style="text-align: center; margin-top: 10px;"> </div>		

GALLERIA POSTAL STORE
SAINT LOUIS, Missouri
631171100

06/25/2003 (314) 726-0675 05:58:28 PM

Product Description	Sale Qty	Unit Price	Final Price
---------------------	----------	------------	-------------

ALEXANDRIA VA 22313 \$30.40

Express Mail PO-ADD
Serial Number EV310277304US

Next Day Noon / Normal

Delivery

Paid by account: \$30.40

EMCA account number: 483944

Total: \$0.00

Paid by:

Bill#: 1000301053350
Clerk: 22

Refunds only per DMM P014
Thank you for your business —
Customer Copy